

CONSTRUCTION SERVICES COMMISSION

Heber Wells Building 160 E 300 S

Salt Lake City, Utah

Room 474 9:00 a.m.

November 29, 2006

Meeting convened at 9:15 AM

Adjourned at 12:00 PM

DOPL STAFF

David Stanley, *Associate Director*

Dennis Meservy, *Bureau Manager*

Wayne Holman, *Investigations Supervisor*

Yvonne King, *Commission Secretary*

Lenore Epstein, *Attorney General's Office*

Clyde Ormond, *Bureau Manager (Bureau 6)*

Ray Walker, *Reg/Comp Officer*

MEMBERS PRESENT

Brad Stevens, *Chairman & Electrical Board Chairman*

Wendy Gibbs

Larry Love, *Burglar Alarm Chairman*

Steve Bowers

Floyd Jackson

John Wilcox

Joel Jolley

Robert Dudley, *Plumber's Board Chairman*

Carl Tippets

VISITORS

Bert Broderick, *Integra Construction*

Joey Michael Lowrance, *Lowrance Homes Inc*

Sarah Engebritson, *Contractor's License Center*

Bill Bowman, *Contractor's License Center*

Vern Petersen, *ICC*

Sara Baldwin

BUSINESS

The commission unanimously approved the minutes for October, 2006.

Floyd Jackson said what he would like to discuss was a new B-200 license classification. There was just too big a jump from the R-100 (Residential and Small Commercial) to the B-100 (General Building) license. Ray Walker indicated the R-100 and B-100 license classifications are defined by statute and such a change would need to come from the state legislature. Floyd also suggested getting the insurance in line to match up with the various license classifications in which he indicated that insurance for contractors should be tracked like it is done for car insurance.

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Dennis Meservy stated this issue had been previously presented to the state legislature and was defeated. Ray Walker provided history of what happened to the insurance bill. Ray stated he still had the documentation and would provide it. The commission has been requesting input from the commercial side of the construction industry. Floyd Jackson will put a summary together on these issues and Steve Bowers will contact AGC (Associated General Contractors) and Carl Tippetts will contact ABC (Associated Builders and Contractors) to get their input.

Lenore Epstein went through the proposed language in the definition for the new S-202 Solar Photovoltaic license classification. This license classification first needs to be approved by the Electricians Licensing Board before being approved by the commission. The Electricians Board in their previous meeting lacked a quorum and was therefore unable to approve the language.

The Plumbers Board in their meeting approved new language for the S-215 license classification. This license classification title would also be changed from Solar Energy Systems Contractor to Solar Thermal Systems Contractor. These changes for this license classification were presented to the commission and the commission did not see a problem with the proposed changes.

Wayne Holman submitted a report on criminal misdemeanor filings, criminal-felony filings, administrative filings, citation fines, administrative fines, cases received, cases assigned, closed cases, citations issued, site surveys, building inspectors, MHRV inspections, owner/builder permits received, and owner/builder investigations. This report gave a comparison for the years 2003 to October of 2006. Wayne also stated there is a new category in the report for letters of warning or concern. In the past month, eighteen of these letters had been sent out by investigations. Wayne indicated the letter of warning is not a disciplinary action and imposes no fines.

Robert Dudley briefly discussed the hearing before the Business & Labor Committee where the legislation for the master plumber license classification was presented by Senator Scott Jenkins. The legislative bill did not obtain the approval of the committee. The legislative bill in an effort to help contractors succeed in business requires a year of education that involved courses in business, management and finance. The committee by statute wanted this year of education further defined. Also, there appeared to be the perception that the master license classification would be a higher trade skill level step. A journeyman has the necessary trade skills. The master plumber license classification is an effort to provide the licensed contractor through work experience and education the needed personnel and business skills to succeed in business. To be the qualifier on a license for a plumbing contractor, you would have to be a master plumber. It was indicated by the commission that members of the commission needed to go to the various associations to see if there is industry support on this issue.

Brad Stevens suggested there was not a need for the commission to meet in December due to the holiday season. The commission members were all in agreement with this. The next commission meeting will be held on January 31, 2007.

DISCIPLINARY REVIEW

Integra Construction, LLC
Bert Broderick

Dennis Meservy Presented a Memorandum of Understanding and Order for Integra Construction to practice as a General Building Contractor in the State of Utah. Bert Broderick was present at the meeting and responded to questions from the commission. Broderick, the commission, and the division agree that Integra Construction shall be issued a probationary license subject to the terms and conditions stated in the memorandum. The term of probation shall be for a period of six years from the date on the Order. A motion was made to approve the memorandum. All voted in favor of the motion.

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Lowrance Homes Inc.
Joey Michael Lowrance

Dennis Meservy presented a Memorandum of Understanding and Order for Lowrance Homes to practice as a Residential and Small Commercial Contractor in the State of Utah. J. Michael Lowrance was present at the meeting and responded to questions from the commission. J. Michael Lowrance, commission, and the division agree Lowrance Homes shall be issued a probationary license subject to terms and conditions listed on the memorandum for a period of four years from the date on the Order. A motion was made to approve the memorandum. All voted in favor of the motion.

Norman A. Hebron

Dennis Meservy presented an Order Reinstating the license of Norman Hebron to practice as an Apprentice Electrician in the State of Utah. Hebron has satisfied the terms and conditions as set forth in his memorandum. It is hereby ordered that the probation on the license of Hebron be terminated and said license be reinstated with full privileges. A motion was made to approve the Order. All voted in favor of the motion.

Jon Winegar Painting
Jon Winegar

Dennis Meservy presented a Surrender Stipulation and Order. Jon Winegar failed to follow the terms of his Memorandum of Understanding and Order and desired to surrender the license of Jon Winegar Painting to practice as a contractor in the State of Utah. A motion was made to approve the surrender of license. All voted in favor of the motion.

Russell/Packard Development

Dennis Meservy presented Notice of Entry of Default Cancelled Hearing and Recommended Order for Russell/Packard Development. The license for Russell/Packard Development to practice as a contractor is thus revoked, effective the date of this Order. A motion was made to approve the default. All voted in favor of the motion.

All business concluded meeting adjourned.

Note: This report is not intended to be a verbatim transcript, but is intended to record the significant features of what was discussed in the meeting. Discussed items are not necessarily arranged in chronological order.

Commission Chairman

Date

Bureau Manager

Date